

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 2, 2001 - 7:00 P.M.**

A. CALL TO ORDER

Mayor Rodney G. Nauert called the regular meeting of the City Council of the City of Copperas Cove, Texas to order at 7:00 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Council member Heinze led the Invocation and the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bradi D. Diaz
Ray Don Clayton
John F. Gallen
Charlotte Heinze
Fred Harris
Bud Owsley
Annabelle Smith

Richard Torres, City Manager
Pamela Russell, City Secretary
Jim Thompson, Interim City Attorney

D. ANNOUNCEMENTS

Council member Harris

- The City needs to have safety measures, and evacuation procedures. Thinks the public safety staff can plan something of that nature.
- Would like to see prayer in schools.

Council member Gallen

- The Reduced Shakespeare Company will present the complete works of Shakespeare at the Lea Ledger Auditorium October 20, and 21.
- Gave thanks to the Citizens Police Alumni Association, for the 911 packet donation. This shows outstanding public spirit.
- The Friends of the Library will host a book sale at the Avenue E. Alternative school on Saturday October 13th, 9 a.m. – 3 p.m.
- Teen Reading Week will be recognized October 14-19, at the Copperas Cove Public Library.
- The Copperas Cove Public Library book discussion group will welcome Ingram Phillips, author of the historical novel "Beyond Sundown", the next meeting.

Mayor Nauert

- Applications are now being accepted for Election Judge, Alternate Election Judge and Election clerks at City Hall.

E. PUBLIC RECOGNITION

1. Proclamation - Fire Prevention Month - Accepted by Fire Chief Bruce Woods, Fire Inspector, Johnny Caraway, and Fire Marshall, Jerry Williams.
2. Proclamation – Crime Prevention Month – Accepted by Police Department Lt. Danny Austin.
3. Proclamation – Domestic Violence Awareness Month – Accepted by a representative of Families in Crisis.

F. CITIZEN'S FORUM citizens are allowed to speak on any matter other than personnel matters, matters under litigation, or matters on the regular agenda, for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

Diane Steele, 905 N. 4th Street – Concerned about a potential Boys and Girls Club being situated in close proximity to the cemetery.

Charles Duren, 1016 N. 4th Street – Gave thanks to Council member Harris for suggesting prayer being allowed in schools. Would like to see a Boys and Girls club in Copperas Cove, but not located next to the cemetery.

Rick Hoppe, 1010 Timmons – The petition for construction of a new post office has 1,500 signatures. The petition is now worthless, due to the Post Office losing over three billion dollars last year, and as a result all planning and new construction has been indefinitely placed on moratorium. Mr. Hoppe is in favor of the Boys and Girls club being located adjacent to the cemetery.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from September 11, 2001 Special City Council Meeting, and September 17, 2001 Regular City Council Meeting. **Pamela J. Russell, TRMC, City Secretary**

2. Consideration and action on authorizing the VFW to hold its 33rd Annual Veterans Day Parade on Saturday, November 10, 2001. **Richard Torres, City Manager**

Council member Gallen made the motion to approve the consent items as presented. Council member Harris seconded the motion and with a unanimous vote, motion carried.

H. PUBLIC HEARINGS/ACTION

1a. Public Hearing on approval of the Final Plat of Moten Ranch Estates, Phase One. **Wayne Herrington, City Planner**

Speaking For: Wayne Herrington, City Planner
Dolph Moten

Speaking Against: None

- 1b. Consideration and action on approval of the Final Plat of Moten Ranch Estates, Phase One. **Wayne Herrington, City Planner**

Council member Owsley made a motion to approve the item as presented. Council member Gallen seconded the motion, and with a unanimous vote, motion carried

I. ACTION ITEMS

1. Consideration and action approving the qualified resident list for the fact finding and advisory committee in accordance with Personnel Policy No. 531. **Kelli Sames, Human Resources Director**

Council member Owsley made the motion to approve the item as presented. Council member Clayton seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action on waiver of fees for use of the Civic Center by the Refuge Corporation for their Annual Community Wide Thanksgiving Basket Benefit Program. **Pamela J. Russell, City Secretary**

Council member Gallen made the motion to approve the item as presented. Mayor Pro Tem Diaz seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on Ordinance No. 2001-30 amending Section 2-6 of the City's Code of Ordinances pertaining to jurisdiction of the Municipal Court. **Jim Thompson, Interim City Attorney**

Council member Smith made the motion to approve the item as presented. Commissioner. Council member Gallen seconded the motion, and with a unanimous vote, motion carried.

The ordinance caption reads as follows:

ORDINANCE NO. 2001-30

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS AMENDING SECTION 2-6 OF THE CITY'S CODE OF ORDINANCES PERTAINING TO THE JURISDICTION OF THE MUNICIPAL COURT; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS AMENDMENT; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

4. Consideration and action on Resolution No. 2001-35 supporting building improvements to the Cove Village Apartments by the Hunt Building Corporation. **Richard Torres, City Manager**

Mayor Pro Tem Diaz made the motion to approve Resolution No. 2001-35. Council member Clayton seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2001-35

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS EVIDENCING ITS SUPPORT FOR THE ISSUANCE OF BONDS FOR THE RENOVATION PROJECT OF COVE VILLAGE APARTMENTS.

J. STAFF REPORTS - None

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

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| 1. Annexation Committee – Report regarding recently proposed annexation area. <i>Bradi Diaz, Mayor Pro Tem</i> |
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Mayor Pro Tem, Bradi Diaz gave the following report: The Annexation Committee met as directed by Council and would like to present the following report. It is consensus of the committee not to pursue the proposed annexation plan for the following reasons. 1. It is the committee's opinion there is not adequate Council support to proceed. 2. There is not ample time remaining to complete all the necessary requirements and meet the December 31st deadline. The committee does not wish to fast-track the issue just to meet a deadline. 3. With all that is happening in the world today, we feel it is appropriate not to pursue.

L. ITEMS FOR FUTURE AGENDAS – None

Mayor Nauert closed the regular session at 7:45 p.m.

M. EXECUTIVE SESSION

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| 1. Pursuant to §551.072 of the Open Meetings Act. <i>Tex. Gov't Code</i> , Council will meet in Executive Session to discuss the possible acquisition of utility easements, Summers Road Sewer Extension Projects, specifically a utility easement across the Lehmann Heritage Corporation's property. |
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| 2. Pursuant to §551.072 of the Open Meetings Act. <i>Tex. Gov't Code</i> , Council will meet in Executive Session to discuss the possible acquisition of utility easements, Summers Road Sewer Extension Projects, specifically a utility easement across the Summers' property owned by B. J. Summers, Jerry D. Summers, and Merle Summers. |
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N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION

Mayor Nauert reopened the regular session at 8:20 p.m.

Mayor Nauert announced that Executive Session item M-1 was for information purposes only.

Executive Session item M-2. Mayor Pro Tem Bradi Diaz made a motion to authorize the City Manager to acquire a utility easement from Merle Summers, Jerry Summers, and B.J. Summers in the amount of thirty thousand dollars (\$30,000.00). Council member Clayton seconded the motion, and with a unanimous vote, motion carried.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:22 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Pamela J. Russell, TRMC, City Secretary